

07-26-04

PTO/SB/21 (6-99)

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	<b>Application Number</b>	09/903,925	
	<b>Filing Date</b>	July 11, 2001	
	<b>First Named Inventor</b>	Avi Ashkenazi, et al.	
	<b>Group/Art Unit</b>	1647	
	<b>Examiner Name</b>	Fozia M. HAMUD	
<b>Total Number of Pages in This Submission</b>	66 pgs.	<b>Attorney Docket Number</b>	39780-1618P2C49

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): stamped return postcard; PTO Form 1449; copies of 7 cited reference
<b>Remarks</b> <b>AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.</b>		

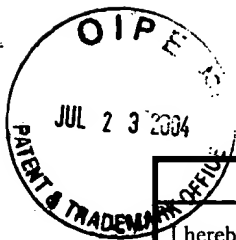
**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

<b>Firm or Individual name</b>	Daphne Reddy, Reg. No. 53,507 HELLER EHRMAN WHITE & McAULIFFE LLP		
<b>Signature</b>	<i>Daphne Reddy</i>		
<b>Date</b>	July 23, 2004	<b>Customer Number:</b>	09157/35489

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<b>Typed or printed name</b>	Sandra Puljic		
<b>Signature</b>	<i>Sandra Puljic</i>	<b>Date</b>	July 23, 2004

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Avi Ashkenazi, et al.                      Docket No.: 39780-1618P2C49  
Serial No.: 09/903,925                                      Group Art Unit: 1647  
Filing Date: July 11, 2001                                Examiner: Fozia M. HAMUD  
For: **SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND NUCLEIC ACIDS ENCODING THE SAME**

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**INFORMATION DISCLOSURE**  
**STATEMENT UNDER 37 C.F.R. §1.97**

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on an attached Form PTO-1449 is information known to applicant(s). Each reference listed has been cited in a related patent application, US Serial No. 09/903,640 (claiming PRO 343 polypeptide); Our Ref. No. 39780-1618P2C48 and/or US Serial No. 09/909,320 (claiming PRO 343 nucleic acid); Our Ref. No. 39780-1618P2C80. A copy of each reference is provided herewith. Applicants submit these documents to ensure that all references are of record and considered in all related applications. Applicants respectfully request the Examiner to acknowledge consideration of the currently submitted references by initialing and returning form PTO-1449 in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
- ☐ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
- ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- ☒ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; **or**
- ☒ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
- C. a fee of \$180.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ **Fee Authorization.** The Commissioner is hereby authorized to charge the above-referenced fees of \$180.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 (Docket No. 39780-1618P2C49).

Respectfully submitted,

Dated: July 23, 2004

By: Daphne Reddy  
Daphne Reddy  
Reg. No. 53,507

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[illegible]

**INFORMATION DISCLOSURE  
STATEMENT**

**ATTY. DOCKET NO.:**

**SERIAL NO.:**

**APPLICANT : Avi Ashkenazi, et al.**

**FILING DATE: July 11, 2001**

**GROUP: 1647**

## U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

YES

NO

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

Atwood, Teresa. K., "The Babel of Bioinformatics", *Science*, Vol. 290, 2000, pp 471-473

Berendsen, Herman J.C., "A Glimpse of the Holy Grail?", *Science*, Vol. 282, 1998, pp 642-643

Galperin, Michael Y., et al, "Who's your neighbor?, New Computational approaches for functional genomics", Nature Biotechnology, Vol. 18, 2000, pp 609-613

Pennica et al, "WISP genes are members of the connective tissue growth factor family that are up-regulated in Wnt-1-transformed cells and aberrantly expressed in human colon tumors", Proc. Natl. Acad. Sci. USA, Vol. 95, December 1998, pp 14717-14722

Accession No. AC003965, Direct Submission, Submitted: December 31, 1997, Ricke, D. O. et al.

Accession No. AB010779, Direct Submission, Submitted: January 27, 1998, Yamaguchi et al.

Accession No. AAA61698, WO 200031211-A1, Pub Date: June 2, 2000, Fuso Pharm. Ind. Ltd.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.